

SENATE BILL 854

By Harper

AN ACT to amend Tennessee Code Annotated, Title 57, Chapter 4, relative to the definition of "live music venue" for the authorization of sales and consumption of alcoholic beverages.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-4-102, is amended by adding the following language as a new, appropriately designated subdivision:

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(A) "Live music venue" means a facility that is primarily designed and used for live music entertainment and features live music entertainment at least fifty percent (50%) of the time that the facility is open for public or private use, which is located in a jurisdiction that has approved consumption of alcoholic beverages on the premises under § 57-4-103. A live music venue shall be equipped with adequate toilet facilities and hand washing facilities, including hot and cold running water, for use by customers.

(B) For purposes of this subdivision ():

(i) "Live music entertainment" means live musical performances on a stage by a musician or group of musicians that play an instrument or instruments at the facility, before an audience, with or without vocalizations; performances by several performers or just one (1) individual; and one (1) or more human voices singing a cappella on a stage before an audience.

(ii) "Live music entertainment" shall not include the reproduction of pre-recorded music by a disc jockey or any other reproduction of pre-

-recorded music by any other means, unless accompanied by one (1) or more musicians playing an instrument or instruments.

(iii) "Live music entertainment" shall also not include one (1) or more persons singing, speaking, or otherwise using the human voice while accompanied by pre-recorded music, such as performances commonly known as karaoke.

SECTION 2. Tennessee Code Annotated, Section 57-4-101, is amended by adding the following as a new, appropriately designated subsection:

() It is lawful to sell wine and other alcoholic beverages as defined in § 57-4-102, and beer as defined in § 57-6-102, to be consumed on the premises of, or within the boundaries of, any live music venue as hereinafter defined to those in attendance at such live music venue, subject to the further provisions of this chapter. Such alcoholic beverages, wine and beer shall only be sold on such premises in an area accessible only to persons twenty-one (21) years of age or older.

SECTION 3. Tennessee Code Annotated, Section 57-4-201, is amended by adding the language "live music venue," after the language "club," and before the language "historic performing arts center," wherever such language appears.

SECTION 4. Tennessee Code Annotated, Section 57-4-203(d)(1), is amended by adding the language "live music venue," after the language "clubs," and before the language "zoological institutions,".

SECTION 5. Tennessee Code Annotated, Section 57-4-301(b)(1), is amended by adding the following language as a new, appropriately designated subdivision:

(X) Live music venue.....\$2,000

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.